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PATENT  
15566-306822

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
BRIAN D. HALEVIE-GOLDMAN

Serial No.: 10/730,627

Filed: DECEMBER 8, 2003

For: METHOD FOR ENHANCING THE  
NATURAL REWARD SYSTEM FOR  
EXERCISE

Group No.: UNKNOWN

Examiner: UNKNOWN

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

Mail Stop DD  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sirs:

1.  The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b).
2.  The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in §1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but *before* the mailing date of either:
  - (1) a final action under §1.113 or
  - (2) a notice of allowance under §1.311, whichever occurs first.

## CERTIFICATION OR FEE

A. Included with this transmittal is:

i.  a certification (set forth below) in accordance with 37 C.F.R. §1.97(e). (If for any reason the certificate set forth below should be unsatisfactory, the Commissioner is provisionally authorized to charge the \$180 fee (37 C.F.R. §1.17(p)) to Deposit Account No. 16-1805. A copy of this sheet is enclosed.)

**OR**

ii.  the attached fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00).

3.  The information disclosure statement transmitted herewith is being filed *after* a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first, but before, or simultaneously with the payment of the issue fee.

## CERTIFICATION, PETITION AND FEE

A. In accordance with the requirements of 37 C.F.R. §1.97(d):

i. Set forth below is a certification as specified in 37 C.F.R. §1.97(e).

ii. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 C.F.R. §1.97(d)(ii).

iii. Applicant submits the petition fee set forth in §1.17(i)(1). (\$180.00).

## CERTIFICATION

(Required if 2Ai or 3 above is marked)

4. I, the person signing below, certify

that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

**OR**

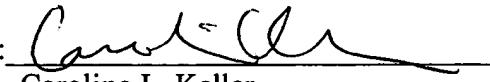
that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

5.  If it should be determined that for any reason either an insufficient or an excessive fee has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 16-1805. A copy of this petition is enclosed.

Respectfully submitted,

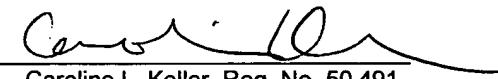
PILLSBURY WINTHROP LLP

Dated: March 4, 2004

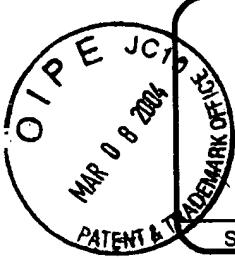
By:   
Caroline L. Keller  
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Attorney for Applicant(s)

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop DD, Commissioner for Patents, P. O. Box 1450, Alexandria VA 22313-1450, on March 4, 2004.

By:   
Caroline L. Keller, Reg. No. 50,491

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

1

of

1

## Complete if Known

Application Number	10/730,627
Filing Date	12/08/2003
First Named Inventor	BRIAN D HALEVIE-GOLDMAN
Art Unit	n/a
Examiner Name	n/a

Attorney Docket Number: 15566-306822

## U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 3962034	6/8/75	Tsuchida et al.	
		US- 4242505	12/30/80	Kawahara et al.	
		US- 4275150	6/23/81	Vlachakis	
		US- 4369177	1/18/83	Kozaki et al.	
		US- 4376116	3/8/83	Coward et al.	
		US- 4558122	12/10/85	Gennari	
		US- 4562149	12/31/85	Shiozaki et al.	
		US- 4599309	7/8/86	Ohsumi et al.	
		US- 4605625	8/12/86	Yamada et al.	
		US- 4764603	8/16/88	Zappia et al.	
✓		US- 4956173	9/11/90	Le Fur, et al.	
		US- 5073546	12/17/91	Zappia et al.	
		US- 5087417	2/11/92	Dumbroff et al.	
		US- 5100786	3/31/92	Shiomii et al.	
		US- 5132291	7/21/92	Gruber	
		US- 5149701	9/22/92	Shafiee et al.	
		US- 5166328	11/24/92	Kurobe et al.	
See		US- Attachment 1			

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.<sup>1</sup> Applicant's unique citation designation number (optional).<sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).<sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.<sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449B/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	10/730,627
(Use as many sheets as necessary)				Filing Date	12/08/2003
				First Named Inventor	BRIAN D HALEVIE-GOLDMAN
				Art Unit	n/a
				Examiner Name	n/a
Sheet	1	of	1	Attorney Docket Number	15566-306822

<b>NON PATENT LITERATURE DOCUMENTS</b>				
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		T <sup>2</sup>
		ROGER V. KENDALL, PH.D., "Technical Bulletin, SAMe," FoodScience of Vermont, p. 1-5,		
		GEOFFREY COWLEY AND ANNE UNDERWOOD, "What is S-Adenosylmethionene (SAME)?," Newsweek, ( July 5, 1999).		
		WHITE ET AL., "Principles of Biochemistry," 4th ed., p. 536, 553, 554, 566		
		CHEVALIER, "Encyclopedia of Medicinal Plants," p. 119, ( September 2, 1996).		
		PRO-Optimizer, Product of metagenics cited by Examiner in 09/781,822		
		A Stable Soft Gel Delivery System, Soft Gel Technologies, Inc.		
		S-Adenosylmethionine (SAME) Part 2: Fast Acting Nat. Antidepressant, LEF Magazine, Apr. 1997, p. 1-13		
		Health Notes, SAMe, August 2, 1999		

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.  
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